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In re Application of : DECISION ON
KASSIS, Fahim et al.
Application No.: 10/030,560 :
PCT No.: PCT/IB99/01929 : PETITION
Int. Filing Date: 03 December 1999 :
Priority Date: 07 July 1999 : UNDER 37 CFR 1.182
Attorney Docket No.: 02-00 :
For: REINFORCED CONCRETE ELEMENT :

This decision is in response to "Amendment Under 37 C.F.R. § 1.312," filed in the United States Patent and Trademark Office on 27 February 2004. It has been treated as a petition under 37 CFR 1.182 to correct the priority claim. The fee will be charged to deposit account no. 13-2490, as authorized.

BACKGROUND

On 03 December 1999, applicants filed international application PCT/IB99/01929, claiming a priority date of 07 July 1999. A copy of the international application was communicated to the United States Patent and Trademark Office (USPTO) from the International Bureau on 18 January 2001. The deadline for entry into the national stage in the United States was 07 January 2002.

On 02 January 2002, applicants filed a submission for entry into the national stage in the United States which was accompanied by, *inter alia*, the basic national fee.

On 27 February 2004, applicants submitted the instant petition to correct the priority claim.

On 05 March 2004, applicants submitted a petition under 37 CFR 1.183.

DISCUSSION

Applicant requests to correct the priority claim in the above application. Under 37 CFR 1.55(a)(1)(ii), the priority claim in a national stage filing under 35 USC 371 must be made during the pendency of the application and within the time limit set forth in the PCT and the regulations under the PCT. PCT Rule 26bis.1 states:

Applicant may correct or add a priority claim ... within a time limit of 16 months from the priority date or, where the correction or addition would cause a change in the priority date, 16 months from the priority date as so changed, whichever 16-month period expires first, provided that such a notice may be submitted until the expiration of four months from the international filing date.

The time period for correcting an error in the priority claim expired on 07 November 1999. See MPEP 1893.03(c). Applicants may wish to consider filing a continuation application during the pendency of this application. See MPEP 1895.

CONCLUSION

For the reasons set forth above, the petition under 37 CFR 1.182 is **DISMISSED** without prejudice.

This application is being forwarded to the Office of Petitions for treatment of the Petition Under 37 CFR 1.183 in the file.

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